

**IN THE UNITED STATES DISTRICT COURT
FOR THE WESTERN DISTRICT OF OKLAHOMA**

**MIDSHIP PIPELINE
COMPANY, LLC,**

Plaintiff,

VS.

**TRACT NO. CN-0004.000,
1.504 ACRES OF LAND, MORE
OR LESS, PERMANENT
EASEMENT IN CANADIAN
COUNTY, OKLAHOMA, *et al.*,**

Defendants.

Case Number: 5:18-cv-858-G

Judge: Charles Goodwin

STIPULATION FOR VOLUNTARY DISMISSAL OF CERTAIN DEFENDANTS

NOW COME Plaintiff Midship Pipeline Company, LLC (“Midship”) and Defendants Tract No. GR-0210.010, 1.590 Acres of Land, More or Less, Permanent Easement (Pipeline Right-of-Way), 1.558 Acres of Land, More or Less, Temporary Work Space, and 0.758 Acres of Land, More or Less, Additional Temporary Work Space in Grady County, Oklahoma and Phillip S. Schmidt and Kambi K. Schmidt (“Stipulating Defendants”) (collectively, the “Parties”), by and through undersigned counsel, pursuant to Fed. R. Civ. P. 41(a)(1)(ii) and 71.1(i)(1)(B), and hereby enter into the following Stipulation:

1. The Parties have reached a settlement agreement regarding all claims that have been filed against Stipulating Defendants in Midship's Verified Complaint for

Condemnation, as amended, and have executed the necessary documents to effectuate the Parties' settlement agreement ("Settlement").

2. The Parties further stipulate that any interim or final orders or judgments issued by this Court or Court-appointed Commission, or any appellate court in this civil action, shall not apply to Stipulating Defendants and shall not be construed by any party as invalidating and/or modifying the terms of the Parties' settlement agreement.
3. Midship hereby dismisses all claims currently pending against Tract No. GR-0210.010, 1.590 Acres of Land, More or Less, Permanent Easement (Pipeline Right-of-Way), 1.558 Acres of Land, More or Less, Temporary Work Space, and 0.758 Acres of Land, More or Less, Additional Temporary Work Space in Grady County, Oklahoma and Phillip S. Schmidt and Kambi K. Schmidt, as described in the Third Amended Verified Complaint for Condemnation with exhibits thereto in the above-styled case, without prejudice, with each party bearing its own fees, costs and expenses. This Court shall retain continuing jurisdiction to enforce the Settlement.

Respectfully submitted,

ZABEL FREEMAN

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**Attorneys for Plaintiff, Midship
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CERTIFICATE OF SERVICE

The undersigned hereby certifies that the foregoing has been filed and served via this Court's ECF/CM system on all the counsel of record.

/s/ Vadim Bourenin

Vadim Bourenin